

RESOLUTION NO. 2019-9

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE
VILLAGE OF KEY BISCAIYNE, FLORIDA, SUPPORTING
STATE LEGISLATION PROHIBITING THE USE OF
HANDHELD COMMUNICATION DEVICES WHILE
OPERATING A MOTOR VEHICLE; PROVIDING FOR
TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE
DATE**

WHEREAS, the Village of Key Biscayne (the “Village”) is committed to the safety of its residents and visitors; and

WHEREAS, the National Safety Council reports that the risk of a crash is four times more likely when a cellular or mobile phone is in use; and

WHEREAS, according to a study from the University of Miami and Florida Atlantic University, laws that ban or curb a drivers’ use of cell phones and other handheld devices greatly reduces the rate of fatalities for motorcyclists; and

WHEREAS, a study from the University of Utah concluded that the degree of cognitive distraction associated with mobile phone use is so high that drivers using mobile phones while driving exhibit greater impairment than legally intoxicated drivers; and

WHEREAS, the National Highway Traffic Safety Administration has reported that 3,450 lives were lost due to distracted driving in 2016 alone; and

WHEREAS, Senate Bill 76 and House Bill 107 (the “Bills”) have been filed in the 2019 Florida State Legislature to prohibit operating a motor vehicle while touching or holding a wireless communications device; and

WHEREAS, the Village Council supports the Bills and urges the Florida Legislature’s passage of such legislation; and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:

Section 1. **Recitals Adopted.** Each of the above stated recitals are hereby adopted, confirmed and incorporated herein.

Section 2. **Support.** The Village Council hereby supports the Florida Legislature's passage of the Bills.

Section 3. **Transmittal.** The Village Clerk is directed to transmit this Resolution to the Miami-Dade County State Legislative Delegation, Florida State House of Representatives Speaker Jose R. Oliva, Florida State Senate President Bill Galvano, and Florida Governor Ron DeSantis for their review.

Section 4. **Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 5th day of February, 2019.

ATTEST:


JENNIFER MEDINA, CMC
VILLAGE CLERK




MICHAEL W. DAVEY, MAYOR

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:


VILLAGE ATTORNEY